



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

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TOMMY WATERS

Note: Bill 45 on page 14 of the agenda has been cancelled.

ORDER OF BUSINESS

REGULAR MEETING
CITY COUNCIL CHAMBER
30TH SESSION
WEDNESDAY, JUNE 3, 2020
10 A.M.

Note: Bill 3, CD1 on page 12 of the agenda has been cancelled.

Note: Resolution 20-139 on page 23 of the agenda has been cancelled.

PUBLIC PARTICIPATION AND TESTIMONY

Pursuant to the Eighth Supplemental Proclamation issued by Governor David Ige on May 18, 2020, relating to the COVID-19 pandemic, in order to allow public participation in a manner consistent with social distancing practices the following procedures are in effect for the meeting:

VIEWING THE MEETING AND RESTRICTIONS ON ENTRY

Except as provided below for persons wishing to present oral testimony, members of the public will not be allowed into the meeting room, but may view the meeting on a live broadcast. The meeting will be viewable: (1) on monitors situated outside of the meeting room; (2) by internet live streaming through www.honolulucitycouncil.com and http://olelo.granicus.com/MediaPlayer.php?publish_id=92; and (3) by televised live broadcast on Olelo TV Channel 54.

Members of the public gathered outside the meeting room shall comply with the Social Distancing Requirements set forth in Governor Ige's Eighth Supplementary Proclamation dated May 18, 2020, and Mayor Kirk Caldwell's Emergency Order No. 2020-14 dated May 28, 2020.

After the meeting, the meeting will be viewable at <http://www.honolulucitycouncil.tv/>. Copies of older meeting videos may be requested by calling the City Clerk's Office at 768-5822, charges may apply.

Some councilmembers may be participating in the meeting by interactive conference technology from remote locations.

ORAL TESTIMONY

Oral testimony will be permitted on all items on the agenda, subject to the following restrictions:

1. In person testifiers will not be allowed into the meeting room until it is their turn to testify. Testifiers may follow the meeting on a video monitor outside the meeting room. When a testifier's name is called, the testifier may enter the meeting room to provide oral testimony and must leave immediately thereafter.

ORDER OF BUSINESS
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2. Persons testifying at the Council Chambers are requested to register by 10 a.m. as follows:

- a. On-Line at <http://www.honolulu.gov/ccl-testimony-form.html>;
- b. By faxing to 768-3826 your name, phone number, and subject matter; or
- c. By calling 768-3814.

In-person registration is not available.

Persons who have not registered to testify by 10 a.m. will be given an opportunity to speak on an item following oral testimonies of the registered speakers. They must wait in line outside the meeting room until the next testifier is called, and they must leave immediately after presenting their testimony.

3. Persons may submit oral testimony remotely through the Webex platform. To participate, persons should visit www.webex.com, click "Join," enter meeting number 966643797, and complete the registration process. Registrants will receive an email that contains links and information on joining the meeting by either phone or video conference. Remote testifiers are strongly encouraged to register at least 24 hours before the start of the meeting.

4. Each speaker may not have anyone else read their statement and is limited to:

- a. A three-minute presentation on Public Hearing, New Business, and Sunshined items; and
- b. A one-minute presentation on all other items.

WRITTEN TESTIMONY

Written testimony may be faxed to 768-3826 or transmitted via the internet at <http://www.honolulu.gov/ccl-testimony-form.html> for distribution at the meeting. If submitted, written testimonies, including the testifier's address, e-mail address and phone number, will be available to the public on both the City's Council's pilot website: www.honolulucitycouncil.com as well as the City's legacy DocuShare Website. Written testimony will not be accepted in person at the meeting.

The Council will recess from 12:30 p.m. to 1:30 p.m.

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MATERIALS AVAILABLE FOR INSPECTION

Meeting materials ("board packet" under HRS Section 92-7.5) are available for public inspection in the hallway bookshelf next to the Council Information and Records Section's service window at Room 202 in Honolulu Hale (530 S. King St.). The materials in the board packet also are accessible at www.honolulucitycouncil.com by clicking on the link for each item on the online agenda for the meeting.

Accommodations are available upon request to persons with disabilities. Please call 768-3814 or send an email to jyamane1@honolulu.gov at least three working days prior to the meeting.

ORDER OF BUSINESS
Wednesday, June 3, 2020

PLEDGE OF ALLEGIANCE

CALL TO ORDER – 10 A.M.

Roll Call

Introduction of Guests

Approval of Minutes of the 28th and 29th Sessions

ORAL TESTIMONY REMOTELY VIA VIDEO CONFERENCE OR PHONE

ORDER OF BUSINESS
Wednesday, June 3, 2020

ORDER OF THE DAY

APPOINTMENTS – RESOLUTIONS

PUBLIC SAFETY AND WELFARE

CR-138

Resolution 20-58, CD1

Confirming the appointment of Nicholas Teves, Jr., to serve on the Fire Commission of the City and County of Honolulu.

FOR ADOPTION, AS AMENDED

PUBLIC HEARING/RESOLUTIONS

ZONING, PLANNING AND HOUSING

CR-136

Resolution 20-120 and

Resolution 20-120, Proposed CD1

Amending the Downtown Neighborhood Transit-Oriented Development Plan.

ADOPT COMMITTEE REPORT AND REFER THE
RESOLUTIONS TO THE COMMITTEE ON ZONING,
PLANNING AND HOUSING

ORDER OF BUSINESS
Wednesday, June 3, 2020

PUBLIC HEARING/SECOND READING

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-127

Resolution 19-331

Initiating amendments to the Revised Charter of the City and County of Honolulu 1973 (2017 Edition), relating to the Honolulu Ethics Commission.

PASS SECOND READING

CR-128

Resolution 20-83

Initiating amendments to the Revised Charter of the City and County of Honolulu 1973 (2017 Edition), as amended, relating to Ethics Commission staff.

PASS SECOND READING

Resolution 20-83, Proposed FD1
(Submitted by Councilmember Menor)

ORDER OF BUSINESS
Wednesday, June 3, 2020

THIRD READING

BUDGET

CR-116

Bill 25, CD1

Relating to fees for the use of municipal golf courses.
(Increasing golf fees.)

PASS THIRD READING, AS AMENDED

CR-117

Bill 26, CD1

Relating to fees for certain permits and services administered by the Department of Planning and Permitting. (Amending the fees or fee schedules contained in Chapters 6, 18, 22, 23, 25, and Sec _-1.10 of Ordinance 18-10, Revised Ordinances of Honolulu 1990, as amended, with the intent to recover a greater share of the costs related to the processing and administering of land use ordinance (LUO), building permits, park dedications, condominium property regime documents, subdivision applications, nonconforming use certificates, affordable housing, including various technical and nonsubstantive amendments.)

PASS THIRD READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, June 3, 2020

BUDGET (Cont'd.)

CR-121

Bill 36, CD1

Relating to funds. (Amending the ordinances relating to the Bus Transportation Fund, including redesignating the fund as a multi-model Transportation Fund.)

PASS THIRD READING, AS AMENDED

CR-112

Bill 19, CD1

Relating to the Legislative Budget for the Fiscal Year July 1, 2020 to June 30, 2021.

PASS THIRD READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, June 3, 2020

BUDGET (Cont'd.)

CR-113

Bill 20, CD1

Relating to the Executive Operating Budget and Program for the Fiscal Year July 1, 2020 to June 30, 2021.

PASS THIRD READING, AS AMENDED

Bill 20, CD1, Proposed FD1
(Submitted by Councilmember Manahan)

CR-114

Bill 21, CD1

Relating to the Executive Capital Budget and Program for the Fiscal Year July 1, 2020 to June 30, 2021.

PASS THIRD READING, AS AMENDED

Bill 21, CD1, Proposed FD1 (OCS2020-0501/5/27/2020 2:38 PM)
(Submitted by Councilmember Pine)

Bill 21, CD1, Proposed FD1 (OCS2020-0522/5/28/2020 1:09 PM)
(Submitted by Councilmember Manahan)

ORDER OF BUSINESS
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BUDGET (Cont'd.)

CR-115

Bill 22

Authorizing the issuance and sale of General Obligation Bonds and Bond Anticipation Notes of the City and County of Honolulu in a maximum principal amount equal to the aggregate of the amounts appropriated in the Capital Budget Ordinance of said City and County for the Fiscal Year ending June 30, 2021, and specified in said Ordinance to be financed from the proceeds of the sale of such bonds and to be expended from the General Improvement Bond Fund, the Highway Improvement Bond Fund, Solid Waste Improvement Bond Fund, or the Housing Development Special Fund.

PASS THIRD READING

RESOLUTIONS

BUDGET

CR-122

Resolution 20-64

Determining the Real Property Tax Rates for the City and County of Honolulu for the Fiscal Year July 1, 2020, to June 30, 2021.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, June 3, 2020

THIRD READING CONTINUED

BUDGET

CR-118

Bill 27, CD1

Relating to the Honolulu Authority for Rapid Transportation Operating Budget for the Fiscal Year July 1, 2020 to June 30, 2021.

PASS THIRD READING, AS AMENDED

Bill 27, CD1, Proposed FD1
(Submitted by Councilmember Elefante)

CR-119

Bill 28, CD1

Relating to the Honolulu Authority for Rapid Transportation Capital Budget for the Fiscal Year July 1, 2020 to June 30, 2021.

PASS THIRD READING, AS AMENDED

Bill 28, CD1, Proposed FD1
(Submitted by Councilmember Elefante)

ORDER OF BUSINESS
Wednesday, June 3, 2020

BUDGET (Cont'd.)

CR-120

Bill 29, CD1

Authorizing the issuance and sale of General Obligation Bonds and Bond Anticipation Notes of the City and County of Honolulu in a maximum principal amount equal to the aggregate of the amounts appropriated for the Honolulu Authority for Rapid Transportation Capital Budget Projects in the Honolulu Authority for Rapid Transportation Capital Budget and Program Ordinance for the Fiscal Year ending June 30, 2021, and specified in said Ordinance to be financed from the proceeds of the sale of such bonds and to be expended from the Transit Improvement Bond Fund.

PASS THIRD READING, AS AMENDED

Bill 40

Relating to community workforce agreements. (Amending the provisions of Ordinance 19-24, relating to community workforce agreements.)

PASS THIRD READING

Bill 40, Proposed FD1

(Submitted by Councilmember Manahan)

ORDER OF BUSINESS
Wednesday, June 3, 2020

~~BUSINESS, ECONOMIC DEVELOPMENT AND TOURISM~~

CR-126

Bill 3, CD1

~~Relating to the establishment of a Keep Hawaii Hawaii Pass Program. [Establishing a program that would allow both visitors and residents to purchase passes for discounts and priority access to popular Oahu attractions, with the City's portion of the pass proceeds to be deposited into a special user impact fund that the City may use to offset its costs of maintaining public parks and beaches, and to supplement the operating budgets of the Emergency Services Department (Ocean Safety and Lifeguard Services Division in particular), the Honolulu Police Department, the Honolulu Fire Department, and the Department of Parks and Recreation.]~~

PASS THIRD READING, AS AMENDED

ZONING, PLANNING AND HOUSING

CR-135

Bill 38

Relating to incentives for accessory dwelling unit production. (Extending the period of time that the incentives will remain in effect. Providing more time for property owners to take advantage of the incentives in cases where property owners must delay creation of accessory dwelling units while waiting for necessary City infrastructure upgrades to be completed.)

PASS THIRD READING

ORDER OF BUSINESS
Wednesday, June 3, 2020

PUBLIC SAFETY AND WELFARE

CR-137

Bill 13 ,CD1

Relating to public sidewalks. (Expanding the commercial areas subject to the City's current restrictions on persons sitting or lying on public sidewalks.)

PASS THIRD READING

ORDER OF BUSINESS
Wednesday, June 3, 2020

FIRST READING

Bill 44

(Budget)

Relating to Hanauma Bay Nature Preserve. (Increasing the entrance fee for nonresidents and vehicle parking fee and to adopt an entrance fee for licensed motor vehicles entering the Hanauma Bay Nature Preserve.)

PASS FIRST READING

Bill 45

(Budget)

~~Relating to the City and County of Honolulu Storm Water Special Fund. [Establishing a Storm Water Special Fund to administer, manage, plan, design, construct, inspect, operate, and maintain the City storm water management systems and infrastructure to protect and enhance water quality, prevent localized and regional flooding, address drainage problems and aging infrastructure, protect watersheds, prepare for the long-term effects of climate change and sea level rise, replenish ground water supplies and prevent pollution from entering City streets, storm drains, streams, channels, ditches, drainage facilities and nearshore waters of Oahu in a manner pursuant to and consistent with the Clean Water Act (33 U.S.C. §1251 et seq.) by reducing pollutants in storm water discharges to the maximum extent practicable and by prohibiting non-storm water discharges to the City storm drainage system.]~~

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, June 3, 2020

RESOLUTIONS CONTINUED

BUDGET

CR-88

Resolution 20-46

Approving the City and County of Honolulu's Twenty-Sixth (26th) Year Action Plan for Community Development Block Grant, Home Investment Partnerships, Emergency Solutions Grants and Housing Opportunities for Persons with AIDS program funds, and authorizing its submittal to the U.S. Department of Housing and Urban Development.

FOR ADOPTION

Resolution 20-46, Proposed FD1
(Submitted by Council Chair Anderson)

CR-123

Resolution 20-113

Supporting the City administration's proposal to allow the real property taxes due on August 20, 2020 to be paid in monthly installments, without penalties or interest.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, June 3, 2020

PARKS, COMMUNITY SERVICES AND INTERGOVERNMENTAL AFFAIRS

CR-124

Resolution 20-76

Accepting of a gift to the City from the United States Tennis Association.

FOR ADOPTION

CR-125

Resolution 20-79

Accepting a gift to the City from Two Spirits, Inc.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, June 3, 2020

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-129

Resolution 20-112

Urging the Hawaii Department of Health to develop an expanded COVID-19 surveillance, testing, and contact tracing plan for the State of Hawaii.

FOR ADOPTION

CR-130

Resolution 20-128

Request to authorize the Department of the Corporation Counsel to initiate legal action against Sandra L. Koizumi to recover motor vehicle damages.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, June 3, 2020

EXECUTIVE MATTERS AND LEGAL AFFAIRS (Cont'd.)

CR-131

Resolution 20-129

To retain the services of Harrison & Matsuoka, AAL, as a Special Deputy Corporation Counsel to represent Honolulu Police Department Officer Adrian Paiva in a legal action entitled State of Hawaii v. Adrian Paiva, Case No. 1DCW-19-0004122 (Ewa Dist. Ct.)

FOR ADOPTION

ECONOMIC ASSISTANCE AND REVITALIZATION

CR-139

Resolution 20-133

Expressing the Council's support for Lieutenant Governor Josh Green's proposed "Travel With Aloha" program to allow for the reopening of air travel to Hawaii while minimizing the risk of importing the coronavirus from traveling visitors and returning residents.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, June 3, 2020

BALANCE OF COMMITTEE REPORTS

- | | |
|-------------------|---|
| <u>EMLACR-132</u> | Request for authorization to settle a case against the City and County of Honolulu entitled <u>Azure-Lynn Parker, et al. v. City and County of Honolulu, et al</u> ; Civil No. 17-1-1593-09 (JMT) (Circ. Ct.) |
| <u>EMLACR-133</u> | Request for authorization to settle a claim against the City and County of Honolulu entitled <u>Todd Yukutake, et al. v. Claire E. Connors, et al.</u> ; Civil No. 1:19-CV-00578-JMS-RT (USDC) |
| <u>ZHCR-134</u> | Granting a 120-day extension of time for <u>Bill 2 (2019), CD1</u> – Relating to Interim Planned Development Permits for Transit-Oriented Development within close proximity to future rail stations. (Deadline: 8/1/20 + 120 days) |

FOR ADOPTION

UNFINISHED BUSINESS

ORDER OF BUSINESS
Wednesday, June 3, 2020

NEW BUSINESS

Resolution 20-127

Accepting a gift to the City from Health Korea.

FOR ACTION

Resolution 20-136

Accepting a gift to the City from Hawaii Pacific Health.

FOR ACTION

ORDER OF BUSINESS
Wednesday, June 3, 2020

Resolution 20-137

Accepting a gift to the City from the Honolulu Zoological Society.

FOR ACTION

Resolution 20-135

Amending Resolution 20-123 to establish an effective date for amendments to the Council Rules relating to the provision of remote oral testimony.

FOR ACTION

ORDER OF BUSINESS
Wednesday, June 3, 2020

Resolution 20-130

Requesting the Mayor and the City Administration to implement a program to test the City's sewer system for traces of the virus that causes COVID-19.

FOR ACTION

Resolution 20-134

Relating to appointments, nominations, and budget for the Hawaii State Association of Counties.

FOR ACTION

ORDER OF BUSINESS
Wednesday, June 3, 2020

Resolution 20-138

Urging the creation of a stakeholder group to discuss economic assistance and revitalization efforts for the City and County of Honolulu in response to the COVID-19 pandemic.

FOR ACTION

Resolution 20-139

~~Requesting the Office of the City Clerk to designate and establish additional voter service centers for the 2020 elections.~~

FOR ACTION

ORDER OF BUSINESS
Wednesday, June 3, 2020

Resolution 20-126

Approving an amendment to the City and County of Honolulu's Twenty-Fifth (25th) Year Action Plan for Community Development Block Grant (CDBG), Home Investment Partnerships (HOME), Housing Trust Fund (HTF), Emergency Solutions Grants (ESG) and Housing Opportunities for Persons with AIDS (HOPWA) program funds, and authorizing its submittal to the U.S. Department of Housing and Urban Development (HUD).

FOR ACTION

Resolution 20-131

Approving an amendment to the City and County of Honolulu's Twenty-Fourth (24th) Year Action Plan for Community Development Block Grant (CDBG), Home Investment Partnerships (HOME), Housing Trust Fund (HTF), Emergency Solutions Grants (ESG) and Housing Opportunities for Persons with AIDS (HOPWA) program funds, and authorizing its submittal to the U.S. Department of Housing and Urban Development (HUD).

FOR ACTION

ORDER OF BUSINESS
Wednesday, June 3, 2020

Resolution 20-132

Approving an amendment to the City and County of Honolulu's Twenty-Fifth (25th) Year Action Plan for Community Development Block Grant (CDBG), Home Investment Partnerships (HOME), Housing Trust Fund (HTF), Emergency Solutions Grants (ESG) and Housing Opportunities for Persons with AIDS (HOPWA) program funds, and authorizing its submittal to the U.S. Department of Housing and Urban Development (HUD).

FOR ACTION

Resolution 20-140

Approving an amendment to the City and County of Honolulu's Twenty-Third (23rd) Year Action Plan for Community Development Block Grant (CDBG), Home Investment Partnerships (HOME), Housing Trust Fund (HTF), Emergency Solutions Grants (ESG) and Housing Opportunities for Persons with AIDS (HOPWA) program funds, and authorizing its submittal to the U.S. Department of Housing and Urban Development (HUD).

FOR ACTION

ORDER OF BUSINESS
Wednesday, June 3, 2020

COMMITTEE OF THE WHOLE/EXECUTIVE SESSION

If the need arises with respect to any item on this agenda, then pursuant to Council Rule 12.A and Hawaii Revised Statutes Sections 92-4 and 92-5(a)(4), the Council may resolve itself into a Committee of the Whole to consult with its attorneys in executive session on questions and issues pertaining to the Council's powers, duties, privileges, immunities and/or liabilities relating to that item.

ANNOUNCEMENTS

ADJOURNMENT